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Practitioner's Docket No.: 1372.17

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mark J. Jaroszeski, et al.

Serial No.: 09/772,561

Filing Date: 01/30/2001

For: Non-Penetrating Electroporation Device
and Method

Examiner: Hayes, Michael J.

Art Unit: 3763

Confirmation No.: 3005

Faxed to Technology Center 3700 at (703) 872-9302

Mail Stop Fee Amendment

Assistant Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

In response to the Notice of Non-Compliant Amendment mailed on October 30, 2003, having a shortened statutory period for response set to expire November 30, 2003, the following amendment document is submitted containing only the "Amendment to the claims" section in accordance with 37 CFR 1.121.

#18
Amend C
S. Byrce
11/18/03

Practitioner's Docket No.: 1372.17

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Faxed to Technology Center 3700 at (703) 872-9302
Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

1. Transmitted herewith is a response for this application.

STATUS

2. Applicant is an independent inventor. A statement was already filed.

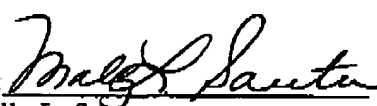
EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

Very respectfully,

SMITH & HOPEN

By:


Molly L. Sauter
15950 Bay Vista Drive, Suite 220
Clearwater, FL 33760
(727) 507-8558

Dated: November 17, 2003

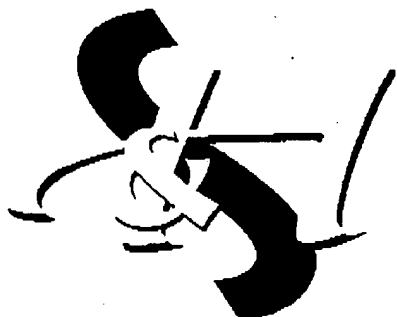
Attorneys for Applicant

CERTIFICATE OF FACSIMILE TRANSMISSION
(37 C.F.R. 1.8(a))

I HEREBY CERTIFY that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office, Art Unit 3763, Attn.: Michael J. Hayes, (703) 872-9302 on November 17, 2003.

Dated: November 17, 2003

Shelley Butz
Shelley Butz



smith & hopen, p.a.

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Date: November 17, 2003

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